

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 9TH DAY OF JANUARY, 2012 AT 6:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	James D. Politis	-Chair
	William H. Brown	-Vice Chair
	Mary W. Biggs	-Supervisors
	Gary D. Creed	
	Matthew R. Gabriele	
	Annette S. Perkins	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	Ruth L. Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors

CALL TO ORDER

The County Administrator called the meeting to order.

INTO CLOSED MEETING

On a motion by William H. Brown, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body

1. New Blacksburg High School Property

- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Economic Development Authority
2. Community Services Board
3. Library Board
4. NRV Economic Development Alliance
5. Parks & Recreation Commission
6. BZA
7. Western Virginia Emergency Medical Services Council

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
Matthew R. Gabriele	
Christopher A. Tuck	
James D. Politis	

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
William H. Brown	
Mary W. Biggs	
Matthew R. Gabriele	
Christopher A. Tuck	
Gary D. Creed	
James D. Politis	

CERTIFICATION OF CLOSED MEETING

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

William H. Brown
Mary W. Biggs
Matthew R. Gabriele
Christopher A. Tuck
Gary D. Creed
Annette S. Perkins
James D. Politis

NAYS

None

ABSENT DURING VOTE

None

ABSENT DURING MEETING

None

INVOCATION

A moment of silence was led by the County Administrator.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ELECTION OF CHAIR

R-FY-12-68 ELECTION OF CHAIR CALENDAR YEAR 2012

On a motion by William H. Brown and carried unanimously,

BE IT RESOLVED, That **James D. Politis** be and hereby is, elected as Chair of the Montgomery County Board of Supervisors for the calendar year 2012 or until a successor is elected.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Mary W. Biggs	None
Matthew R. Gabriele	
Christopher A. Tuck	
Gary D. Creed	
Annette S. Perkins	
William H. Brown	
James D. Politis	

ELECTION OF VICE-CHAIR

R-FY-12-69 ELECTION OF VICE CHAIR CALENDAR YEAR 2012

On a motion by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That **William H. Brown** be and hereby is, elected as Vice Chair of the Montgomery County Board of Supervisors for calendar year 2012 or until a successor is elected.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Matthew R. Gabriele	None
Christopher A. Tuck	
Gary D. Creed	
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
James D. Politis	

ORGANIZATIONAL MATTERS

R-FY-12-70 SELECTION OF REGULAR MEETING DATE

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, That the regular meetings of the Board of Supervisors for calendar year 2012 shall be the 2nd and 4th Monday of each month. The closed session portion of the meeting shall begin at 6:00 p.m., if closed session is required, or at a time prior to or after 6:00 p.m. as notified by the County Administrator, otherwise the meeting shall begin at 7:00 p.m. in the Board Room of the Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia provided that when the regular meeting day of any month falls upon a legal holiday, such regular meeting in such month shall be held on the following business day; and provided further, that the Board of Supervisors may, by resolution at any meeting, provided that the next following regular meeting shall be a different time or place, and it shall then be the duty of the County Administrator to give timely notice thereof to all members of the Board and to inform the news media.

BE IT FURTHER RESOLVED, That should the Chairman declare that the weather or other conditions are such that it is hazardous for members to attend the regular meeting, the regular meeting shall be continued to the following Monday. The continuance of the regular meeting shall be communicated to the members and the press as promptly as possible.

The vote on the forgoing resolution was as follows:

AYE

Christopher A. Tuck
Gary D. Creed
Annette S. Perkins
William H. Brown
Mary W. Biggs
Matthew R. Gabriele
James D. Politis

NAY

None

R-FY-12-71
RESOLUTION ADOPTING THE
RULES OF ORDER FOR 2012

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby adopts the Rules of Order and Parliamentary Procedures for calendar year 2012 as follows:

- Rule 1** The current edition of *Roberts Rules of Order* shall govern in the deliberations of the Board of Supervisors, except as otherwise provided by ordinance or these rules.
- Rule 2** The Board may *temporarily suspend* any of its rules by a vote of two-thirds of the members present.
- Rule 3** No ordinance or resolution *appropriating money exceeding the sum of \$500*, imposing taxes, or authorizing the borrowing of money shall be passed except by a recorded affirmative vote of a majority of all members elected to the Board.
- Rule 4** A subject(s) may be *added to the Agenda* following the Delegation portion of the meeting.
- Rule 5** *Discussion of Agenda items* will occur only after a motion is made.
- Rule 6** In any case in which there shall be a *tie vote* of the Board upon any question when all of the members are not present, that question shall be passed by until the next meeting when it shall again be voted upon even though all members are not present. In any case in which there shall be a tie vote upon any question after complying with this procedure, that tie vote shall defeat the motion, resolution or issue voted upon.
- Rule 7** When any motion, resolution, or ordinance has been *once acted upon* by the Board it cannot be considered again at the same meeting except by a motion to reconsider. The motion to reconsider cannot be repeated on the same question unless the question was amended when previously reconsidered.
- Rule 8** A motion to *reconsider* a question which has been decided shall be made by a member who voted with the prevailing side and shall be made at the same meeting of the Board or the next succeeding meeting of the Board. All motions to reconsider shall be decided by a majority vote of the members present.
- Rule 9** When the Board wishes to *annul some action it has previously taken*, a motion to rescind the objectionable resolution, order or other proceeding may be made. Any action of the Board may be rescinded regardless of the time that has elapsed. A motion to rescind is not in order if action has already been taken which cannot be undone.

- Rule 10** The County Administrator is hereby authorized to prepare for each meeting a *consent agenda* for consideration by the Board. This consent agenda may include any item believed by the County Administrator to be routine and not controversial in nature, for example, resolutions authorizing interdepartmental budget transfers, appropriations, various permits authorized by the Board, referrals to other boards and commissions for appropriate action.
- Rule 11** Any member of the Board may request to have any item *removed from the consent agenda*. Such request need not be seconded. Such item shall then be considered immediately after the consent agenda.
- Rule 12** A single motion and roll call vote in favor thereof shall approve all items remaining on the *consent agenda*.
- Rule 13** The County Administrator is hereby authorized to *provide agendas* for future Board meetings to those individuals, businesses, or organizations who desire to receive same.
- Rule 14** An individual, business or organization shall request the County Administrator on a calendar year basis to *mail such agendas* to them. At the end of each calendar year, the County Administrator shall notify all individuals, businesses, or organizations on the agenda list that agendas will no longer be mailed to them unless notification is received by the County Administrator that they desire to continue to receive agendas for the upcoming calendar year.
- Rule 15** The County Administrator shall **mail agendas at the public expense** until such time as the annual expense for such mailings exceeds \$500. Thereafter, the County Administrator shall bring such practice to the attention of the Board for its consideration.
- Rule 16** Individual speakers will be limited to 5 minutes to address the Board during the public address and the public hearing portions of the meeting. *Applicants and/or agents of land use issues will be limited to 15 minutes to address the Board during the public hearing portion of the meeting.*
- Rule 17** Staff and **Delegation** presentations will not exceed 20 minutes unless prior approval is obtained from the Administrator.
- Rule 18** **Non-Agenda items** may be included for discussion and action during Board Members' Reports segment of the meeting.
- Rule 19** Motions for **tabling** an item shall include conditions for removal from the table.

Rule 20 Board meetings will **adjourn** no later than 11:30 p.m., unless a vote is taken to continue the meeting, with an affirmative vote of two-thirds (2/3) of those members present.

Rule 21 Appointments of individual members of the Board of Supervisors for yearly **appointments** to various Boards, Commissions, Committees, etc., shall be made at the beginning of the year, at the same meeting at which elections of the Chair and Vice Chair occur (the first meeting of each calendar year), unless the appointment to a Board, Commission, or Committee needs to be made by the Board prior to January 1 of the effective year in which case the appointment will be made prior to the end of the year to be effective January 1, of the following year.

Rule 22 On final vote on any ordinance or resolution, the name of each member voting and how he voted shall be recorded.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
Annette S. Perkins	
William H. Brown	
Mary W. Biggs	
Matthew R. Gabriele	
Christopher A. Tuck	
James D. Politis	

R-FY-12-72
RESOLUTION ADOPTING THE CODE OF ETHICS
AND STANDARD OF CONDUCT FOR 2012

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby adopts the Code of Ethics and Standards of Conduct for calendar year 2012 as follows:

CODE OF ETHICS

Recognizing that persons who hold public office have been given a public trust and that the stewardship of such office demands the highest levels of ethical and moral conduct, any person serving on the Montgomery County Board of Supervisors should adhere to the following Code of Ethics:

1. Uphold the Constitution, laws and regulations of the United States, the Commonwealth of Virginia and Montgomery County, and never knowingly be a party to their evasion.
2. Be loyal to moral principles and the interests of the citizens of the county.
3. Give a full measure of effort and service to the position of trust for which stewardship has been granted; giving earnest effort and best thought to the performance of duties.
4. Seek to find and use the most equitable, efficient, effective, and economical means for getting tasks accomplished.
5. Adopt policies and programs that support the rights and recognize the needs of all citizens regardless of race, gender, age, religion, creed or country of origin. Avoid adopting policies, supporting programs or engaging in Board activities that discriminate against or offend individuals because of race, gender, age, religion, creed or country of origin.
6. Ensure the integrity of the actions of the Board of Supervisors by avoiding discrimination through the dispersing of, or requesting, special favors or unfair privileges to anyone, whether for remuneration or not. A member should never request or accept for himself or herself or for family members, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of governmental duties, or employees.
7. Make no private promises of any kind binding upon the duties of any office, since a public servant has no private word which can be binding on public duty.
8. Engage in no business with the county government, either directly or indirectly, which is inconsistent with the conscientious performance of government duties except as may be consistent with the State and Local Government Conflict of Interest Act.
9. Never use any information gained confidentially in the performance of governmental duties as a means of making private profit.
10. Expose through appropriate means and channels, corruption, misconduct, or neglect of duty whenever discovered.
11. Adhere to the principle that the public's business should be conducted in the public view by observing and following the letter and spirit of the Freedom of Information Act using closed sessions to deal with sensitive personnel, legal, contractual or other issues as provided by the Code of Virginia.
12. Avoid using the position of public trust to gain access to the media for the purposes of criticizing colleagues or citizens, impugning their integrity or vilifying their personal beliefs.

13. Make sure, when responding to the media, that a clear distinction is made between personal opinion or belief and a decision made by the Board of Supervisors.
14. Review orally and in public session at the annual organizational meeting each of these principles.
15. Pledge to honor and uphold these principles, ever conscious that public office is a public trust.
16. The Board recognizes that its primary role is to make policy and therefore will focus on issues pertaining to programs, operations and issues.
17. The Board recognizes that discussion of personnel matters are to remain confidential, must be discussed through appropriate channel processes, and that it is the obligation of each Board member to protect the privacy of the individual.
18. Board members will follow the procedure of communicating directly with the County Administrator and the Chairman of the Board. On personnel matters or matters relating to incidents, issues, or problems, the Board will follow the procedure of communicating directly with the Chairman or the County Administrator. Especially in situations where Board members might conceivably be construed as attempting to supervise, direct, or interfere with county personnel and the performance of their duties.

STANDARDS OF CONDUCT

Recognizing that persons holding a position of public trust are under constant observation by the media and interested county residents, and recognizing that maintaining the integrity and dignity of the public office is essential for maintaining high levels of public confidence in our institutions of government, every member of the Montgomery County Board of Supervisors should adhere to the following Standards of Conduct:

1. Avoid, during public meetings and during the performance of public duties, the use of abusive, threatening or intimidating language or gestures directed at colleagues, citizens, or personnel.
2. Pay all taxes due to the county, state, or national government.
3. Attend all regularly scheduled meetings of the boards or committees to which he or she has been assigned, resigning whenever personal circumstances preclude regular attendance.
4. Avoid a private lifestyle that casts public doubt upon the integrity and competence of the county government.
5. Make a conscientious effort to be well prepared for each meeting.

6. Offer criticism of county employees only in private meetings with appropriate individuals or in closed session.
7. Work to create a positive environment in public meetings where citizens will feel comfortable in their roles as observers or participants.
8. Maintain an attitude of courtesy and consideration toward all colleagues.
9. Be tolerant. Allow citizens, employees, or colleagues sufficient opportunity to present their views.
10. Be respectful and attentive. Avoid comments, body language or distracting activity that conveys a message of disrespect for the presentations from citizens, personnel or colleagues.
11. Be concise. Avoid the practice of taking more time to address an issue before the body than is necessary and essential for an adequate consideration of those matters being discussed.

The vote on the forgoing resolution was as follows:

AYE

Annette S. Perkins
William H. Brown
Mary W. Biggs
Matthew R. Gabriele
Christopher A. Tuck
Gary D. Creed
James D. Politis

NAY

None

PUBLIC HEARINGS

Montgomery County Budget for FY 2012-2013

The Assistant County Administrator made a presentation on the FY 2012-2013 Budget process. Individual budget requests from County departments and Outside Agencies were due at the end of December. The School Board's budget request is due in February.

The Governor's Budget was released on December 19, 2011 and includes the following impacts to the County:

- Significant VRS Increase for Schools and the County.
- Increase in the Local Composite Index for Schools
- Reduction in Localities - "Flexible Cut" from \$60 million to \$50 million

- Compensation Board capped the VRS reimbursement rate
- Restored some funds to the Sheriff's Office
- Preliminary Estimates of the impact on the MCPS include a loss of revenue of \$1.9 million due largely to the increase in the Local Composite Index:
 - Estimated cost increases include:
 - Increase in VRS Cost Schools \$2.6 million
 - Increase in Health Credit \$0.5 million
 - Increase in Group Life \$0.1 million

Impact on the Schools of the loss of revenue combined with these cost increases = \$5.1 million.

- Preliminary Estimates of the impact on County issues:
 - VRS Increase -between \$.4M -\$.5M
 - Estimated Revenue Changes from the State:
 - Reduced Flexible Cut adds \$68,000
 - Public Safety SIS adds \$72,000
 - 2% Library Grant Cut (\$4,000)
 - Debt Service increase for New Schools \$7.0 million
 - Western Virginia Regional Jail-increase due to usage estimated at \$.5M
 - Health Insurance- County & Schools any increase is unknown at this time.

The Assistant County Administrator reported that the proposed budget is scheduled to be presented to the Board of Supervisors on March 1, 2012. The budget work session scheduled for January 30, 2012 has been moved to February 6, 2012 due to the Joint Budget Review meeting to review budget requests submitted from Outside Agencies.

The Chair at this time opened the public hearing. He also noted that the Board of Supervisors has received numerous e-mails from citizens regarding the potential tax increase and upcoming budget who could not attend the public hearing.

Paul Smeal, Montgomery County Parks and Recreation Commission member, addressed the Board regarding the Parks and Recreation budget. Mr. Smeal stated that participation in the Parks and Recreation services are increasing every year. He summarized the type of services/activities offered by the County and how the youth athletic programs are being utilized more than ever to the point where there a limited number of slots available. He also addressed the need for additional gym/field space for the youth sports due to the limited space available at the schools. Mr. Smeal commended the Mitchell Haugh, Parks and Recreation Director, for doing an outstanding job for Montgomery County and urged the Board to remember the need for recreation in the County during their budget discussions.

Jack Selcovitz asked the Board to scrutinize the School Board's budget request as they through the budget process. The largest percent of the County's budget goes to the School Board, with 88% of the school budget going to personnel, not the children.

Mr. Selcovitz stated that the Board of Supervisors will receive a request from the School Board for a salary increase for school employees because they want to keep quality teachers but he hasn't seen a mass exit of teachers because of their salaries. What he has seen is the lack of proper maintenance to the school facilities. Montgomery County citizens can expect a 10 cent increase in their real estate tax rate to cover the debt for new school construction. Mr. Selcovitz urged the Board to use due diligence in the upcoming budget.

Bill Murray stated that 60% of the current County budget goes to the schools and the majority of the revenue comes from property taxes. He believes that even if the real estate tax rate is increased by 10 cent to meet the school debt that it will not be enough to cover the School Board's request and their appetite for funding. Mr. Murray stated that the Board of Supervisors should learn from the past and save money for capital improvement needs. Also if funding is allocated toward facilities maintenance it would save money in the long run. He stated that the County residents cannot sustain the real estate tax increase needed.

Betty Bartschmid addressed the Board in support of funding in the FY 2012-2013 budget for Mountain View Humane Clinic. Ms. Bartschmid stated there is a need in Montgomery County to provide a low cost spay/neuter program for those residents who cannot afford the surgery for their animal. She stated a spay/neuter program is the key to overpopulation of animals in the County. Ms. Bartschmit supports the County efforts for a new Animal Shelter.

Tom Piccariello addressed the Board regarding taxation and schools. Mr. Piccariello stated over the course of many years localities have been squeezed by the State in regards to state funds. He believes that education needs to be funded and that Virginia attracts businesses because of high quality educational facilities located in the state.

Mark Charbaka spoke in support of a tax increase and funding for education. Mr. Charbaka believes education should be a high priority and asked that education funding not be cut. He also spoke in support of recreational services in the area and how it also contributes to the quality of life in Montgomery County.

There being no further speakers, the public hearing was closed.

PUBLIC ADDRESS

Jack Selcovitz stated that the Board of Supervisors in the past has voted to issue bonds for capital projects without a voter referendum. Mr. Selcovitz asked the Board to consider voter referendums on bond issues in the future. He believes it is the right of the citizens to be allowed a voice when creating debt that will require a tax increase.

There being no further speakers, the public address session was closed.

CONSENT AGENDA

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously, the Consent Agenda dated January 9, 2012 was approved.

The vote on the foregoing motion was as follows:

NAY

None

Annette S. Perkins

William H. Brown

Mary W. Biggs

Christopher A. Tuck

Matthew R. Gabriele

James D. Politis

Approval of Minutes

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously, the minutes dated July 25, 2011 were approved.

Appropriations and Transfers

A-FY-12-50
HEALTH DEPARTMENT
TRANSFER FROM GENERAL CONTINGENCIES

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

FROM:

950	General Contingencies	(\$2,013)
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TO:

530	Public Health Dept.	\$2,013
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Said resolution transfers funds from General Contingencies to the County Health Department for training and travel expenses.

**A-FY-12-51
SHERIFF
DMV GRANT**

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2012, for the function and in the amount as follows:

321	Sheriff Grants	\$10,000
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
424401	State Grants	\$10,000

Said resolution appropriates monies from a DMV grant.

**A-FY-12-52
RSVP
FUNDRAISING AND DONATIONS**

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2012, for the function and in the amount as follows:

520	Human Services	\$8,362
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
25202-416158	Donations RSVP	\$8,362

Said resolution appropriates donations and fundraising monies for use by RSVP.

**A-FY-12-53
APPROPRIATION OF BOND PROCEEDS
AND INSURANCE RECOVERIES FROM
THE OLD BLACKSBURG HIGH SCHOOL**

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Capital Projects Fund was granted an appropriation in addition to the annual

appropriation for the fiscal year ended June 30, 2012, for the function and in the amount as follows:

Auburn High School	\$36,459,402
Auburn Middle School	\$19,935,922
Blacksburg High School	\$59,691,218
Bond Issuance Costs	<u>\$ 790,010</u>
Total	\$116,876,552

The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>	
19-413303 Bond Proceeds	
Qualified School Construction Bonds	\$15,000,000
19-413303 Bond Proceeds – 2011A	\$98,376,552
19-451204 Insurance Proceeds	<u>\$ 3,500,000</u>
Total	\$116,876,552

BE IT FURTHER RESOLVED, That a transfer of appropriation is hereby authorized as follows:

FROM:

Price's Fork Elementary School	\$3,262,927
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TO:

Auburn High School	\$2,307,457
Auburn Middle School	\$ 909,540
Blacksburg High School	<u>\$ 45,930</u>
Total	\$3,262,927

Said resolution appropriates bond proceeds from the Qualified School Construction Bond issuance for a portion of the new Blacksburg High School construction, and from the 2011A VPSA stand-alone issuance for a portion of the new Auburn High School, renovated Auburn Middle School and new Blacksburg High School Construction and cost of issuance. It also appropriates insurance proceeds from the collapse of the old Blacksburg High School Gymnasium for a portion of the Blacksburg High School. Finally, the resolution transfers a portion of the remaining balance of the 2008 bonds earmarked for the Price's Fork Elementary School which will not be needed for Price's Fork Elementary to cover a portion of the new Auburn High School, renovated Auburn Middle School and new Blacksburg High School Construction.

A-FY-12-54
APPROPRIATION OF ESCROW FUNDING

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2012, for the function and in the amount as follows:

100	Board of Supervisors	\$11,000
110	County Administration	\$25,420
120	County Attorney	\$2,838
162	Treasurer Collections	\$2,316
170	Registrar	\$2,216
200	Commonwealth Attorney	\$2,000
230	J&DR Court	\$725
400	General Services	\$92,978
710	Regional Library	\$15,116
800	Planning & GIS	<u>\$7,683</u>
	Total	\$162,292

The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451205 General Fund Balance	\$162,292

Said resolution appropriates amounts recommended to be escrowed for use in the current year to complete projects and to provide funding for liabilities over and above those encumbered by purchase orders.

R-FY-12-73
ADDITION TO THE VDOT SECONDARY SYSTEM OF STATE HIGHWAYS
STERLING MANOR PHASE III

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

WHEREAS, The streets described below are shown on a plat in the Clerk's Office of the Circuit Court of Montgomery County; and

WHEREAS, The representative for the Virginia Department of Transportation has advised the Montgomery County Board of Supervisors that the streets meet the requirement established by the Virginia Department of Transportation's Subdivision Street Requirements.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia requests the Virginia Department of Transportation to add the following

street to the secondary system of state highways, pursuant to Section 33.1-229, Code of Virginia and the Department's Subdivision Street Requirements, after receiving a copy of this resolution and all outstanding fees and documents required of the developer:

ADDITION:

Subdivision: **Sterling Manor Phase III**

<u>Name of Street:</u>	<u>Length</u>
<u>Oxford Court (SR 1148)</u>	
Old Route Number: 0	
From: Westminster Court	
To: cul-de-sac, a distance of:	0.05 mile
Recordation Reference: Inst. # 07006676	
Right of Way width (feet) = 50'	
<u>New London Court (SR 1146)</u>	
Old Route Number: 0	
From: Stratford View Drive	
To: .05 mi. East, a distance of:	0.05 miles.
Recordation Reference: Inst. # 07006676	
Right of Way width (feet) = 50'	
<u>Westminster Court (SR 1147)</u>	
Old Route Number: 0	
From: New London Court	
To: cul-de-sac, a distance of:	0.30 miles.
Recordation Reference: Instrument # 07006676	
Right of Way width (feet) = 50'	

BE IT FURTHER RESOLVED, The Board guarantees a clear and unrestricted right-of-way of 50 feet, as described, and any necessary easements for cuts, fills, and drainage.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be forwarded to the Residency Administrator for the Virginia Department of Transportation.

R-FY-12-74
PUBLIC SERVICE AUTHORITY
APPOINTMENTS

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that **Matthew R. Gabriele** and **Christopher A. Tuck** are hereby appointed to the Public Service Authority effective January 10, 2012 and expiring December 31, 2015.

BE IT FURTHER RESOLVED, That **Mary W. Biggs** and **William H. Brown** are hereby reappointed to the Public Service Authority effective January 10, 2012 and expiring December 31, 2015.

R-FY-12-75
EMERGENCY SERVICES DIRECTOR
REAPPOINT COUNTY ADMINISTRATOR

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **F. Craig Meadows** as **Director of Emergency Services** effective January 1, 2012 and expiring December 31, 2012.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

R-FY-12-76
TRANSPORTATION SAFETY COMMISSION
REAPPOINT SHERIFF TOMMY WHITT

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Sheriff Tommy Whitt** to the **Transportation Safety Commission** effective January 10, 2012 and expiring December 31, 2015.

R-FY-12-77
FIRE AND RESCUE COMMISSION
APPOINTMENT

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Chief Joseph Rakes** to represent the Elliston Fire Department on the **Fire and Rescue Commission** effective January 10, 2012 and expiring February 28, 2014.

BE IT FURTHER RESOLVED, That appointment of members of the volunteer Fire Department is contingent upon being an active member of the Fire Department.

Said appointment fills the unexpired term of Malvin L. Wells, retired.

NEW BUSINESS

R-FY-12-78 BOARD OF SUPERVISORS APPOINTMENTS TO BOARDS AND COMMISSIONS FOR 2012

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the following Supervisors are appointed as representative to the indicated boards and commissions, effective January 1, 2012 and expiring December 31, 2012:

<u>Board/Commission</u>	<u>Supervisor</u>
AFD Advisory Board	<u>James D. Polits</u>
Chamber of Commerce Liaison	<u>James D. Politis</u> (Chair) <u>William H. Brown</u> (Vice-Chair)
County/School Liaison	<u>F. Craig Meadows</u> (County Administrator) <u>James D. Politis</u> (Chair)
Economic Development Alliance (NRV)	<u>F. Craig Meadows</u> (County Administrator) <u>James D. Politis</u> (Chair)
Economic Development Commission (Montgomery Regional)	<u>Annette S. Perkins</u>
Fairview District Home Board	<u>James D. Politis</u>
Fairview Home, Inc. Board of Directors	<u>L. Carol Edmonds</u> (County Admin/Designee)
HOME Consortium (NRV)	<u>Steve Sandy</u> (Planning Director)
Legislative Liaison	<u>Mary W. Biggs</u>
Library Board Liaison	<u>Mary W. Biggs</u>

Metropolitan Planning Organization (MPO)	<u>Annette S. Perkins</u> (Board Member) <u>Matthew R. Gabriele</u> (Alternate) <u>F. Craig Meadows</u> (County Administrator)
Montgomery County Improvement Council (MCIC)	<u>Christopher A. Tuck</u>
Parks & Recreation Commission Liaison	<u>William H. Brown</u>
Planning Commission Liaison	<u>Christopher A. Tuck</u> <u>Mary W. Biggs</u> (Alternate)
Resource Conservation and Development District (RC&D)	<u>James D. Politis</u>
Road Viewers Board	<u>All Board Members</u>
School Board Liaison	<u>Matthew R. Gabriele</u> <u>Mary W. Biggs</u> (Alternate)
Transportation Safety Commission	<u>Gary D. Creed</u>
Virginia Tech Liaison	<u>F. Craig Meadows</u> (County Administrator)
Workforce Investment Act (WIA) Consortium Board	<u>William H. Brown</u> <u>F. Craig Meadows</u> (Alternate)

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
William H. Brown	None
Mary W. Biggs	
Matthew R. Gabriele	
Christopher A. Tuck	
Gary D. Creed	
Annette S. Perkins	
James D. Politis	

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported that the January 30, 2012 Budget Work Session will be rescheduled for February 6, 2012 before the Public Service Authority meeting. A resolution to amend the FY 2013 Budget Calendar will be on the next agenda for consideration.

BOARD OF SUPERVISORS' REPORTS

All Board members welcomed and congratulated Supervisor Matthew Gabriele and Supervisor Christopher Tuck on being elected to the Board of Supervisors.

Supervisor Biggs announced the VACo/VML Lobby Day will be held Thursday, February 9, 2012 in Richmond. This is a great opportunity for localities to meet with their state legislators to discuss their priorities. Supervisor Biggs also suggested that the Board invite the County's legislators to a post-legislative meeting so they can brief the Board on what happened during the General Assembly session.

School Board Meeting -Supervisor Biggs reported that the School Board was updated on the state budget cuts to education. Due to the local composite index being changed for Montgomery County and changes to the VRS, that Montgomery County is looking at a \$5 million funding shortfall. The School Board will hold a budget work session on January 12 and January 26, 2012.

Western Virginia Regional Jail – Increase in Usage -Supervisor Biggs asked if staff could explain why the County's inmate use has increased. The County Administrator stated he will contact Sheriff Whitt and make a report back to the Board.

Supervisor Tuck commented that inmates that are found guilty and are to serve more than a year are supposed to be transferred to a state correctional facility. What he has seen is that the State is delaying the transfer of these inmates to a state facility and leaving them at the local correctional facility. The cost to leave the inmates in a local jail is less expensive to the State than moving them to a state facility. The State pays the locality \$8 a day for each inmate; therefore, the locality covers most of the expense per inmate.

Supervisor Creed stated that the WVRJA purchased a farm adjoining the WVRJ property. He's sure the County is paying their share of the cost to purchase this property.

Legislative Meeting- Supervisor Creed expressed his disappointment that the Board members did not have a chance for a question and answer session with the State Legislators. He stated that if the County hosts another legislative meeting then a Q&A session is to be included on the agenda.

Virtual Classrooms Supervisor Creed reported he heard that the State was pushing for more virtual classes and fewer teachers in the classroom. Supervisor Perkins stated that this is common in some of the schools already, especially for the advanced classes and foreign language classes.

Supervisor Gabriele thanked the Board for their help so far. He looks forward to working with the Board and staff. He thanked the citizens for voting for him and allowing him to serve them.

Supervisor Tuck also expressed his appreciation for being voted onto the Board of Supervisors. He outlined some of his goals as follows:

Long Term Goals:

- Use current Blacksburg Middle School –Christiansburg Site for future needs for Christiansburg Elementary School.
- Retain the Auburn Middle School for use by Auburn Elementary School instead of demolishing.

Short Term Goals:

- Add to next agenda – Discussion on the possibility of using the County’s Collection Sites as drop-off sites for non-profits such as Goodwill and Salvation Army.
- Courthouse Furniture: Would like to see existing furniture in the current courthouse be used in the new courthouse in order to save money. Furniture on the 2nd & 3rd floors is practically new. He realizes that some offices need new furniture. Supervisor Tuck stated he is willing to talk with the Judges about this issue if need be.

Supervisor Brown reported Chief Pug Wells retired as Chief to the Elliston Volunteer Fire Department after 45 years of service. He commended Chief Wells for doing an excellent job. Chief Wells will still serve as an active volunteer fire fighter.

Supervisor Politis thanked the other Board members for electing him as Chair of the Board for a second year.

ADJOURNMENT

On a motion by Annette S. Perkins, seconded by William H. Brown and carried unanimously, the Board adjourned to Monday, January 23, 2012 at 6:00p.m.

The vote on the foregoing motion was as follows:

AYE

Mary W. Biggs
Matthew R. Gabriele
Christopher A. Tuck
Gary D. Creed
Annette S. Perkins
William H. Brown
James D. Politis

NAY

None

The Board adjourned at 9:05 p.m.

APPROVED: _____

James D. Politis
Chair

ATTEST: _____

F. Craig Meadows
County Administrator